

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

CHERYLELEIGH FRANKS,

Plaintiff,

CASE NO. C21-5795-MAT

V.

COMMISSIONER OF SOCIAL SECURITY,

ORDER TO SHOW CAUSE FOR  
FAILURE TO PROSECUTE

Defendant.

14 Plaintiff filed a Motion for Leave to Proceed In Forma Pauperis (IFP) (Dkt. 1) on October  
15 27, 2021. IFP status was granted on October 28, 2021, and, on that same date, the Complaint  
16 (Dkt. 4) was filed and the Summonses permitting effective service of process were issued (Dkt.  
17 5). Federal Rule of Civil Procedure 4(m) requires a plaintiff to serve the defendant with the  
18 summons within 90 days of the date the Complaint is filed. The Order granting IFP advised that  
19 Plaintiff was responsible for serving the Complaint and Summonses upon the Defendant and must  
20 file a proof of service as required by Rule 4 of the Federal Rules of Civil Procedure.

21 Plaintiff was required to effect service by January 26, 2022. To date, there has been no  
22 docket activity indicating either that the Complaint has been served on the Defendant, or that this  
23 matter has been voluntarily withdrawn by Plaintiff.

ORDER TO SHOW CAUSE FOR  
FAILURE TO PROSECUTE  
PAGE - 1

1 Therefore, it is ORDERED that Plaintiff SHOW CAUSE within **fourteen (14) days** of the  
2 date of this Order why this matter should not be dismissed without prejudice for failure to  
3 prosecute, pursuant to Federal Rules of Civil Procedure (m).

4 DATED this 28th day of January, 2022.

5   
6 MARY ALICE THEILER  
7 United States Magistrate Judge